

1 BILL NO. G-80-08-10

2 GENERAL ORDINANCE NO. G-22-80

3
4 AN ORDINANCE amending the Thoroughfare
5 Plan of the City Comprehensive ("Master")
6 Plan by vacating a portion of Curdes
7 Avenue.

8 WHEREAS, (1) a petition to vacate a portion of Curdes
9 Avenue (as more specifically described below) was duly filed
10 with the City Plan Commission; and (2) said Commission duly
11 held a public hearing thereon; and (3) said Commission has
12 duly forwarded its recommendation thereon to this body ap-
13 proving said petition, all in accordance with I.C. 18-7-4-512
14 (2) (Burns Indiana Statutes Annotated, 1979 Supp.), and

15 WHEREAS, this body concurs in the recommendation of
16 the City Plan Commission:

17 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
18 FORT WAYNE, INDIANA:

19 SECTION 1. That the petition to vacate a portion of
20 Curdes Avenue (as hereinafter described) is hereby approved.

21 SECTION 2. That the Thoroughfare Plan of the City
22 Comprehensive ("Master") Plan, as set forth in General Ordin-
23 ance No. G-97 adopted November 26, 1963, as amended is amended
24 by vacating:

25 Beginning at the southeast corner of Lot 12 in
26 Arnold's Suburban Addition to the City of Fort
27 Wayne; thence west along the southerly line of
28 said Lot 12 a distance of 201.7 feet to a point;
29 thence South 90 degrees a distance of 65 feet
30 to a point on the northern line of Lot 13 in
31 Arnold's Suburban Addition to the City of Fort
32 Wayne; thence East along the Northern line of
said Lot 13 a distance of 201.7 feet to the
Northeast corner of said Lot 13; thence North
90 degrees a distance of 65 feet to the point
of beginning,

subject to the securing of an order of vacation of said tract
as hereinafter provided.

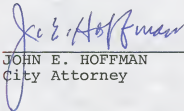
SECTION 3. After passage, approval by the Mayor, and legal publication of this ordinance, the City Clerk shall prepare and transmit a certified copy of it to the Board of Public Works.

SECTION 4. That by reason of the foregoing, said petitioner(s) for such vacation may now proceed before the Fort Wayne Board of Public Works, under I.C. 18-1-7-1 et. seq. Fifth, for an administrative order of vacation and an assessment of benefits and damages to affected property owners or before the Allen Circuit or Superior Courts under I.C. 18-5-10-44, for a judicial decree of vacation and an assessment of benefits and damages to affected property owners.

SECTION 5. That the ordinance shall be effective upon passage, approval by the Mayor and due legal publication.


COUNCILMAN

APPROVED AS TO FORM AND
LEGALITY AUGUST 8, 1980.


JOHN E. HOFFMAN
City Attorney

Read the first time in full and on motion by Eisbart, seconded by Salovey, and duly adopted, read the second time by title and referred to the Committee Regulators (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on , 19 , at o'clock day of M., E.S.T.

DATE: 8/12/80

Charles W. Westerman pro
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Eisbart, seconded by Quakle, and duly adopted, placed on its passage. PASSED (~~Lost~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>NUCKOLS</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT, D.</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT, V.</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>2</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 10-28-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. 2-22-80 on the 28th day of October, 19 80.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
Viriani G. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of October, 19 80, at the hour of 2:30 o'clock P. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 30th day of Oct. 19 80, at the hour of 4 o'clock P. M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. G-80-08-10

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN
ORDINANCE amending the Thoroughfare Plan of the City Comprehensive
("Master") Plan by vacating a portion of Curdes Avenue

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN EISBART, CHAIRMAN

JOHN NUCKOLS, VICE CHAIRMAN

JAMES S. STIER

SAMUEL J. TALARICO

DONALD J. SCHMIDT

Ben Eisbart
John Nuckols
James S. Stier
Samuel J. Talarico
Donald J. Schmidt

10-28-80

CONCURRED IN

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

70-6-9 10/9/80

RESOLUTION NO. 70-6-9

WHEREAS, ROBERT K. WALDREN, III, JOHN V. STILTNER and DAVID A. KEARBY have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

Beginning at the southeast corner of Lot 12 in Arnold's Suburban Addition to the City of Fort Wayne; thence west along the southerly line of said Lot 12 a distance of 201.7 feet to a point; thence South 90 degrees a distance of 65 feet to a point on the northern line of Lot 13 in Arnold's Suburban Addition to the City of Fort Wayne; thence East along the Northern line of said Lot 13 a distance of 201.7 feet to the Northeast corner of said Lot 13; thence North 90 degrees a distance of 65 feet to the point of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Mark L. Akers Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held October 9, 1980 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 9th DAY OF October 19 80

FORT WAYNE BOARD OF PUBLIC WORKS

Mark L. Akers
Mark L. Akers, Chairman

Herbert R. Gamache
Herbert R. Gamache, Member

Roberta Anderson-Staten
Roberta Anderson-Staten, Member

RESOLUTION

WHEREAS, ROBERT K. WALDREN, III, JOHN V. STILTNER and DAVID A. KEARBY have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Fort Wayne, Allen County, to-wit:

Beginning at the southeast corner of Lot 12 in Arnold's Suburban Addition to the City of Fort Wayne; thence west along the southerly line of said Lot 12 a distance of 201.7 feet to a point; thence South 90 degrees a distance of 65 feet to a point on the northern line of Lot 13 in Arnold's Suburban Addition to the City of Fort Wayne; thence East along the Northern line of said Lot 13 a distance of 201.7 feet to the Northeast corner of said Lot 13; thence North 90 degrees a distance of 65 feet to the point of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on September 15, 1980 at 7:00 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

WHEREAS, said vacation of the street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said street hereinbefore conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of street in Allen County, Indiana.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Joyce Schlatter, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held September 22, 1980, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 15th DAY OF October 19 80

FORT WAYNE CITY PLAN COMMISSION

Joyce Schlatter
Joyce Schlatter
Secretary

RECEIPT

Date Nov. 9 1978 No. 10672

Received From Robert K. Waldren

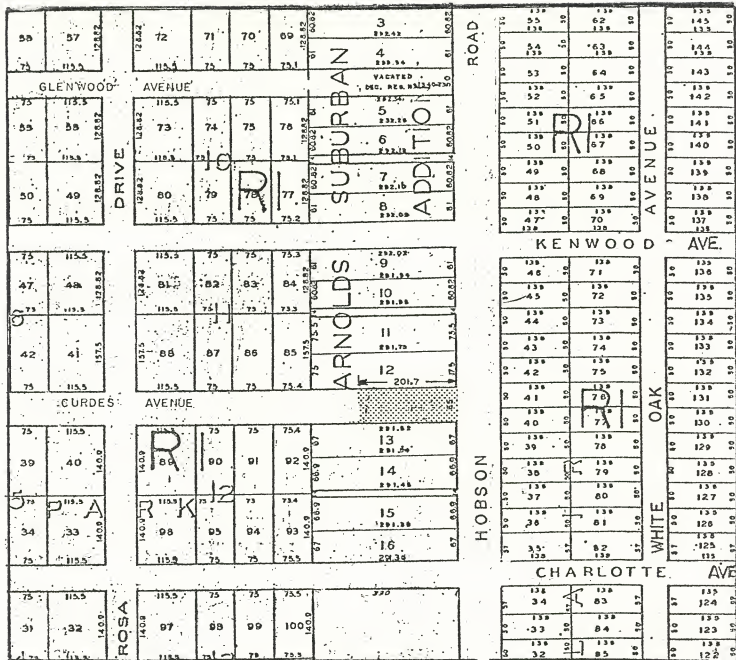
Address 2729 Hobson Rd

fifty and 00/100 Dollars \$ 50.00

for Vacation of street

ACCOUNT		HOW PAID	
AMT. OF ACCOUNT	<u>50 -</u>	CASH	
AMT. PAID	<u>50 -</u>	CHECK	<u>-</u>
BALANCE DUE	<u>-</u>	MONEY ORDER	

By Wilson



VACATE STREET

MAP NO.Q-18

G-80-08-10



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

13 October 1980

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) street vacation ordinance acted upon by the City Plan Commission at their regular meeting held September 22, 1980. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-80-08-10
2. Intended Use: Vacated right-of-way will be utilized by the abutting property owners.
3. Plan Commission Recommendation: DO PASS with condtion.
 1. Subject to all necessary easements.

NOTE: All easements required have been granted by the petitioners. Copies of the easements are attached to the original ordinance and on file in the Plan Commission Office.

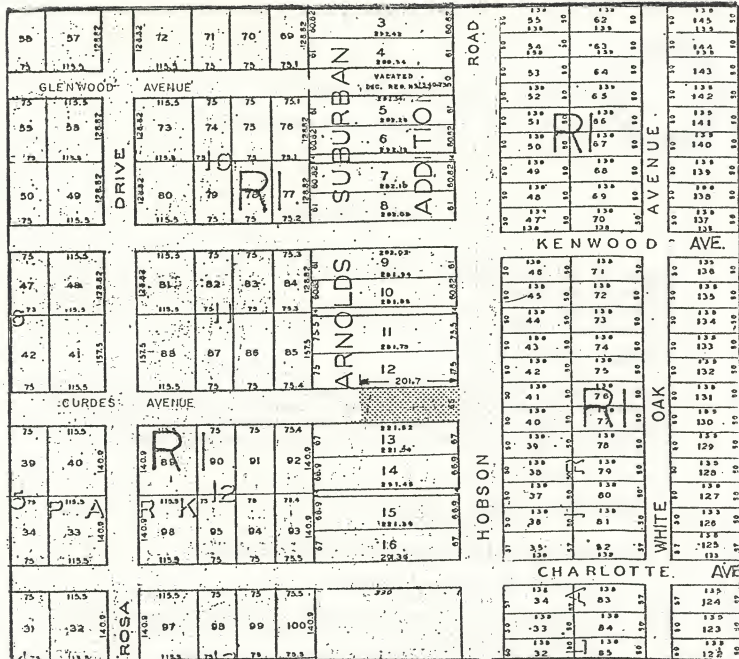
If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten *pd*
Gary F. Baeten
Senior Planner

GFB:pb



BY M.F. CROSLY 11-13-78

ACKNOWLEDGEMENT

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared John V. Stillner & Jean C. Stillner also known as J. Garle Stillner who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS My hand and notarial seal this 29th day of

Sept, 1980.

Mabel Harris Dean

Notary Public
Resident of Allen County, IN.

My Commission Expires:

Nov 21st 1982

GRANT OF EASEMENT FOR WATER MAIN

THIS INDENTURE WITNESSETH, that we John V. and Joan C. Stiltner, husband and wife, in consideration of ONE (\$1.00) DOLLAR, and other good and favorable considerations, the receipt whereof grantors hereby acknowledge, hereby give, grant and convey, but without warranty to the City of Fort Wayne, and Indiana Municipal Corporation of Allen County in the State of Indiana, its successors and assigns, a right-of-way and easement to construct, maintain and operate a line of pipe 6 inches in diameter, with all necessary appurtenances for the transportation and carrying of water, under, in, and along said easement, which is more particularly described as follows, to wit:

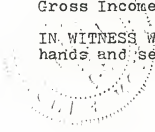
That section of land in upon, along and over the real estate of the grantors, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and described as follows: St. Joseph Township, Allen County. A part of Curdes Avenue to be vacated and further described as follows: A strip of land 15 feet in width lying south of and adjacent to the following described line. Beginning at a point on the South East Corner of Lot No. 12 of Arnolds Suburban Addition to the City of Fort Wayne, Indiana, thence extending West a distance of 201.7 feet.

Grantee may at any time enter upon said premises for the repairing, maintaining and/or relaying said water main subject to the following.

1. The said pipe line shall be maintained on the center-line of said easement as of the date of this Grant of Easement.
2. The easement area used for construction, maintenance and/or operation shall be restored to a condition mutually acceptable to the Grantee and the Grantor.
3. Grantor reserves all rights to the use of the property not inconsistent with the use of the easement for the purpose for which it is granted.
4. Grantor reserves the right to dedicate the above described real estate, or any part thereof, for use as a public street or roadway.

I (WE), the undersigned, hereby swear that there is no Indiana Gross Income Tax due as a result of this conveyance.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals this 9th day of July, 19 80.


John V. Stiltner
Joan C. Stiltner

GRANT OF CABLE EASEMENT

THIS INDENTURE MADE THIS 25 day of Sept. 1980, between Robert K. and Denise A. Waldren III, 2729 Hobson Road, Fort Wayne IN, 46805, hereinafter called Grantor, and Citizens Cable of Fort Wayne, INC., an Indiana Corporation, the address of which is 3205 North Wells Steet, Fort Wayne, IN, 46808, hereinafter called Grantee,

WITNESSETH: That for one (\$1.00) Dollar and other good and valuable considerations in hand paid, the receipt of which is hereby acknowledged, Grantor does hereby grant and convey to Grantee a right-of-way easement for the construction, operation, use, maintenance, repair, renewal, and removal of a line or lines of overhead facilities and equipment for the transmission of television signals, radio signals and electrical energy along, over and across the following described real estate in St. Joseph Township, County of Allen, State of Indiana, and being a part of Section 31, Township 31 North, Range 13 East, and further described as follows:

A strip of land 7.5 feet in width lying east of and adjacent to the following described line:

Beginning at a point on the north line of Lot No. 13 of Arnold's suburban Addition to the City of Fort Wayne, Indiana, 161 Feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.

Together with the right of ingress and egress to, from and over the said premises, and also the right to cut or trim any trees and bushes which may endanger the safety or interfere with the construction and use of said cable line(s).

Grantee shall promptly repair or replace all physical damages on the premises proximately caused by the construction, operation and maintenance of Grantee's facilities.

It is agreed that the foregoing is in the entire contract between the parties hereto and that this written agreement is complete in all its terms and provisions and shall be binding on their respective heirs, representatives and assigns.

IN WITNESS WHEREOF, Grantor has caused its name and seal to be affixed by its duly authorized officers, the day first above written.

State of Indiana)
) SS:

County of Allen)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Robert K. Waldren III & Denise A. Waldren who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 1st day of Oct 1980

Robert K. Waldren III
Denise A. Waldren

Beverly L. Landis
Notary Public
Resident of Allen County, IN.

GRANT OF CABLE EASEMENT

THIS INDENTURE MADE THIS 25 day of Sept. 1980, between John V. Stiltner and Joan Carole Stiltner, 2801 Hobson Road, Fort Wayne, hereinafter called Grantor, and Citizens Cable of Fort Wayne, Inc., an Indiana Corporation, the address of which is 3205 North Wells Street, Fort Wayne, Indiana, 46808, hereinafter called Grantee,

WITNESSETH: That for one (\$1.00) Dollar and other good and valuable considerations in hand paid, the receipt of which is hereby acknowledged, Grantor does hereby grant and convey to Grantee a right-of-way easement for the construction, operation, use, maintenance, repair, renewal, and removal of a line or lines of overhead facilities and equipment for the transmission of television signals, radio signals and electrical energy along, over and across the following described real estate in St. Joseph Township, County of Allen, State of Indiana, and being a part of Section 31, Township 31 North, Range 13 East, and further described as follows:

A strip of land 7.5 feet in width lying east and 7.5 feet lying west of and adjacent to following described line:

Beginning at a point on the south line of Lot. No. 12 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the southeast corner thereof; thence extending south a distance of 32.5 feet.

Together with the right of ingress and egress to, from and over the said premises, and also the right to cut or trim any trees and bushes which may endanger the safety or interfere with the construction and use of said cable line(s).

Grantee shall promptly repair or replace all physical damages on the premises proximately caused by the construction, operation and maintenance of Grantee's facilities.

It is agreed that the foregoing is in the entire contract between the parties hereto and that this written agreement is complete in all its terms and provisions and shall be binding on their respective heirs, representatives and assigns.

IN WITNESS WHEREOF, Grantor has caused its name and seal to be affixed by its duly authorized officers, the day first above written.

State of Indiana }
County of Allen } SS:

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared John V. Stiltner and Joan Carole Stiltner who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained. WITNESS my hand and notarial seal this 29th day of Sept. 1980.

Paul Harris Davis
Notary Public
Resident of Allen County, IN.

My commission Expires:

Nov. 21st 1982

John V. Stiltner
Joan Carole Stiltner

GRANT OF CABLE EASEMENT

THIS INDENTURE MADE THIS 25 day of Sept. 1980, between David A. and Renee A. Kearby, 3026 Curdes Ave. Fort Wayne IN, 46805, hereinafter called Grantor, and Citizens Cable of Fort Wayne, Inc., and Indiana Corporation, the address of which is 3205 North Wells Street, Fort Wayne, IN. 46808, hereinafter called Grantee,

WITNESSETH: That for one (\$1.00) Dollar and other good and valuable considerations in hand paid, the receipt of which is hereby acknowledged, Grantor does hereby grant and convey to Grantee a right-of-way easement for the construction, operation, use, maintenance, repair, renewal, and removal of a line or lines of overhead facilities and equipment for the transmission of television signals, radio signals and electrical energy along, over and across the following described real estate in St. Joseph Township, County of Allen, State of Indiana, and being a part of Section 31, Township 31North, Range 13 East, and further described as follows:

A strip of land 7.5 feet in width lying west of and adjacent to the following described line:

Beginning at a point on the north line of Lot No.13 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.

Together with the right of ingress and egress to, from and over the said premises, and also the right to cut or trim any trees and bushes which may endanger the safety or interfere with the construction and use of said cable line(s).

Grantee shall promptly repair or replace all physical damages on the premises proximately caused by the construction, operation and maintenance of Grantee's facilities.

It is agreed that the foregoing is in the entire contract between the parties hereto and that this written agreement is complete in all its terms and provisions and shall be binding on their respective heirs, representatives and assigns.

IN WITNESS WHEREOF, Grantor has caused its name and seal to be affixed by its duly authorized officers, the day first above written.

State of Indiana)
) SS:
County of Allen)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared David A. Kearby and Renee A. Kearby who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 30 day of September 1980.

David A. Kearby

Don J. ...

Notary Public
Resident of Allen County, IN.

Renee A. Kearby

GRANT OF SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: John V. and Joan C. Stiltner, Husband and wife.
2807 Hobson Road, Fort Wayne, In 46805
of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

PERMANENT EASEMENT

That section of land in, upon, along and over the real estate of the grantors, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and described as follows:

St. Joseph Township

Allen County

A part of Cudes Avenue to be vacated and further described as follows:

A strip of land 15 feet in width being 7.5 feet on each side of the following described line:

Beginning at a point on the south line of Lot No. 12 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the southeast corner thereof; thence extending south a distance of 32.5 feet.

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 9th DAY OF July, 1980.

John V. Stiltner
Joan Carole Stiltner

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared John V. Stiltner and Joan Carole Stiltner
who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 29 day of Sept., 1980.

Philip R. Boller
Notary Public
Resident of Allen County, IN.

My Commission Expires:

21st day of Nov. 1982

This instrument prepared by: Philip R. Boller, P.E.

GRANT OF SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: Robert K. Waldren III and Denise A Waldren husband and wife. 2729 Hobson Road., Ft. Wayne 46805, of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant quit-claim, and convey to the CITY OF FORT WAYNE, hereinunder referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

PERMANENT EASEMENT

That section of land in, upon, along and over the real estate of the grantors, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and the described as follows:

St. Joseph Township

Allen County

A part of Curdes Avenue to be vacated and further described as follows:

A strip of land 7.5 feet in width lying east of and adjacent to the following described line:

Beginning at a point on the north line of Lot No. 13 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 9th DAY OF July, 1980.

Robert K. Waldren III
Denise A. Waldren

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Robert K. Waldren III & Denise A. Waldren who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 1st day of Oct, 1979-1980

Beverly L. Lendis
Notary Public
Resident of Allen County, IN.

My Commission Expires:

3-18-84

This instrument prepared by: Philip R. Boller, P.E.

GRANT OF SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: David A. and Renee A. Kearby husband and wife
3026 Curdes Ave. Fort Wayne In, 46805

of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

PERMANENT EASEMENT

That section of land in, upon, along and over the real estate of the grantors, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and described as follows:

St. Joseph Township

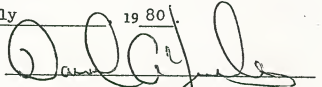
Allen County

A part of Curdes Avenue to be vacated and further described as follows:

A strip of land 7.5 feet in width lying west of and adjacent to the following described line:

Beginning at a point on the north line of Lot No. 13 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.
Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 9th DAY OF July 19 80



Renee A. Kearby

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Renee A. Kearby + David A. Kearby
who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9 day of July, 1979/1980


Notary Public
Resident of Allen County, IN.

My Commission Expires:

5-4-82

This instrument prepared by: Philip R. Boller, P.E.

David A. Kearby, et ux
Name..... Eas..... Map.....
Address 3026 Curdes Ave. Ft. Wayne, Ind. 46805

Know All Men By These Presents: That the grantors, David A. Kearby and Renee A. Kerby, husband and wife

of Allen County, Indiana, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, in hand paid to the grantor, hereby grant to INDIANA & MICHIGAN ELECTRIC COMPANY and GENERAL TELEPHONE COMPANY OF INDIANA, INC., corporations organized under the laws of the State of Indiana, their successors and assigns, the right and authority to construct, erect, maintain, operate, repair, replace and renew poles, and the right and authority to string, install, construct, erect, maintain, operate, repair, replace and renew wires, cables, and other necessary equipment upon and between such poles and to operate by means thereof a line or lines for the transmission, distribution and delivery of electrical energy to the public in general to be used for light, heat, power, telephone and/or other purposes in, upon, along and over the real estate of the grantor, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and described as follows:

St. Joseph Township Allen

A part of Curdes Avenue to be vacated and further described as follows:

A strip of land 7.5 feet in width lying west of and adjacent to the following described line:

Beginning at a point on the north line of Lot No. 13 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.

The grantor reserve the use of the above described land not inconsistent with this grant.

The grantees shall and will indemnify and save the grantor harmless from and against any and all damages, injuries, losses, claims, demands or costs proximately caused by the fault, culpability, or negligence of the grantees in the construction, erection, maintenance, operation, repair or removal of said electric line or lines and the structures and appurtenances connected therewith over and across the above described real estate.

Access to the above described land over the adjoining lands of the grantor is hereby granted, where necessary, but where a public highway adjoins the land above described, then access shall be from such highway. Any damages to the crops, fences, or buildings of the grantor on lands of the grantor adjoining the premises above described, done by the grantees in the erection, repair, replacement or renewal of said poles, wires, cables, or equipment, shall be promptly paid for by the grantees. The grantees may cut, trim, or otherwise control trees, bushes and saplings growing upon or extending over said land so far as may be reasonably necessary in the construction, operation and maintenance of said line or lines.

The undersigned hereby covenant that he the owner in fee simple of said real estate, lawfully seized thereof, and having good right to grant and convey said easement herein, and guarantee the quiet possession thereof, that the said real estate is free from all encumbrances, and that the grantor will warrant and defend the title to the said easement against all lawful claims. If the grantees fail to construct their said lines across said real estate within five years from the date hereof, or thereafter abandon or discontinue the use thereof, the rights hereby granted shall be deemed to be terminated and the grantees shall remove said lines within ninety days from and after receipt of written notice from the grantor to do so.

These presents to be binding upon the heirs, executors, administrators, grantees and assigns of the grantor, and upon the grantees, their successors and assigns.

In Witness Whereof, the said Grantor has hereunto set hand and seal this 9th day of July, A. D. 1920

Signed, Sealed and Delivered in Presence of

David A. Kearby

Renee A. Kearby

Name _____

Address _____

Line _____

Eas. No. _____ Map No. _____

Received for Record _____ M. 19 _____

Recorded in Deed Records _____ 19 _____

Volume _____ Page _____

Recorder _____

of _____ County _____

State of _____

STATE OF INDIANA

_____ County } ss.

Before me Ellen J. Purseman, a Notary Public in and for said
County and State, this 5th day of July, 1980, personally appeared
the above named David C. Harty & Bonnie A
Kearby

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year
above written.

My commission expires 5-4, 1982

Ellen J. Purseman
Notary Public.

STATE OF INDIANA

_____ County } ss.

Before me _____, a Notary Public in and for said
County and State, this _____ day of _____, 19_____, personally appeared
the above named _____

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year
above written.

My commission expires _____, 19____.

Notary Public.

Name John V. Stiltner, et ux Eas. _____ Map _____
Address 2807 Hobson Road, Fort Wayne, IN W.O. _____

Know All Men By These Presents: That the grantor s , John V. and Joan C. Stiltner, husband and wife

of Allen County, Indiana, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, in hand paid to the grantor s , hereby grant to INDIANA & MICHIGAN ELECTRIC COMPANY and GENERAL TELEPHONE COMPANY OF INDIANA, INC., corporations organized under the laws of the State of Indiana, their successors and assigns, the right and authority to construct, erect, maintain, operate, repair, replace and renew poles, and the right and authority to string, install, construct, erect, maintain, operate, repair, replace and renew wires, cables, and other necessary equipment upon and between such poles and to operate by means thereof a line or lines for the transmission, distribution and delivery of electrical energy to the public in general to be used for light, heat, power, telephone and/or other purposes in, upon, along and over the real estate of the grantor s , situated in Section 31 , Township 31 North , Range 13 East , of the Second Principal Meridian in the County of Allen , State of Indiana, and described as follows:
St. Joseph Township Allen County
A part of Curdes Avenue to be vacated and further described as follows:

A strip of land 15 feet in width being 7.5 feet on each side of the following described line:

Beginning at a point on the south line of Lot No. 12 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the southeast corner thereof; thence extending south a distance of 32.5 feet.

The grantor s reserve the use of the above described land not inconsistent with this grant.

The grantees shall and will indemnify and save the grantor s harmless from and against any and all damages, injuries, losses, claims, demands or costs proximately caused by the fault, culpability, or negligence of the grantees in the construction, erection, maintenance, operation, repair or removal of said electric line or lines and the structures and appurtenances connected therewith over and across the above described real estate.

Access to the above described land over the adjoining lands of the grantor s is hereby granted, where necessary, but where a public highway adjoins the land above described, then access shall be from such highway. Any damages to the crops, fences, or buildings of the grantor s on lands of the grantor s adjoining the premises above described, done by the grantees in the erection, repair, replacement or renewal of said poles, wires, cables, or equipment, shall be promptly paid for by the grantees. The grantees may cut, trim, or otherwise control trees, bushes and saplings growing upon or extending over said land so far as may be reasonably necessary in the construction, operation and maintenance of said line or lines.

The undersigned hereby covenant s that the y the owner s in fee simple of said real estate, lawfully seized thereof, and have good right to grant and convey said easement herein, and guarantee the quiet possession thereof, that the said real estate is free from all encumbrances, and that the grantor s will warrant and defend the title to the said easement against all lawful claims. If the grantees fail to construct their said lines across said real estate within five years from the date hereof, or thereafter abandon or discontinue the use thereof, the rights hereby granted shall be deemed to be terminated and the grantees shall remove said lines within ninety days from and after receipt of written notice from the grantor s to do so.

These presents to be binding upon the heirs, executors, administrators, grantees and assigns of the grantor , and upon the grantees, their successors and assigns.

In Witness Whereof, the said Grantor has hereunto set _____ hand _____ and seal _____ this 29th day of July, 1980, A. D. 1980.

Signed, Sealed and Delivered in Presence of

John V. Stiltner

Joan C. Stiltner

Name _____

Address _____

Line _____

Eas. No. _____ Map No. _____

Received for Record _____ M _____ 19 _____

Recorded in Deed Records _____ 19 _____

Volume _____ Page _____

Recorder _____

of _____ County _____

State of _____

STATE OF INDIANA

Allen County } ss.

Before me Matth. Harris Dean, a Notary Public in and for said County and State, this 29th day of Sept., 19 89, personally appeared the above named John V. Stultner & Frank C. Stultner

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year above written.

Matth. Harris Dean
Notary Public.

My commission expires Nov 21st, 19 89.

STATE OF INDIANA

County } ss.

Before me _____, a Notary Public in and for said County and State, this _____ day of _____, 19 _____, personally appeared the above named _____

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year above written.

Notary Public.

My commission expires _____, 19 _____

Name Robert K. Waldren, III, et ux Eas. _____ Map _____
Address 2729 Hobson Rd., Ft. Wayne, IN W.O. 46805

Know All Men By These Presents: That the grantors, Robert K. Waldren, III and Denise Waldren, husband and wife

of Allen County, Indiana, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, in hand paid to the grantors, hereby grant to INDIANA & MICHIGAN ELECTRIC COMPANY and GENERAL TELEPHONE COMPANY OF INDIANA, INC., corporations organized under the laws of the State of Indiana, their successors and assigns, the right and authority to construct, erect, maintain, operate, repair, replace and renew poles, and the right and authority to string, install, construct, erect, maintain, operate, repair, replace and renew wires, cables, and other necessary equipment upon and between such poles and to operate by means thereof a line or lines for the transmission, distribution and delivery of electrical energy to the public in general to be used for light, heat, power, telephone and/or other purposes in, upon, along and over the real estate of the grantors, situated in Section 31, Township 31 North, Range 13 East, of the Second Principal Meridian in the County of Allen, State of Indiana, and described as follows:

St. Joseph Township

Allen County

A part of Curdes Avenue to be vacated and further described as follows:

A strip of land 7.5 feet in width lying east of and adjacent to the following described line:

Beginning at a point on the north line of Lot No. 13 of Arnold's Suburban Addition to the City of Fort Wayne, Indiana, 161 feet west of the northeast corner thereof; thence extending north a distance of 32.5 feet.

The grantors reserve the use of the above described land not inconsistent with this grant.

The grantees shall and will indemnify and save the grantors harmless from and against any and all damages, injuries, losses, claims, demands or costs proximately caused by the fault, culpability, or negligence of the grantees in the construction, erection, maintenance, operation, repair or removal of said electric line or lines and the structures and appurtenances connected therewith over and across the above described real estate.

Access to the above described land over the adjoining lands of the grantors is hereby granted, where necessary, but where a public highway adjoins the land above described, then access shall be from such highway. Any damages to the crops, fences, or buildings of the grantors on lands of the grantors adjoining the premises above described, done by the grantees in the erection, repair, replacement or renewal of said poles, wires, cables, or equipment, shall be promptly paid for by the grantees. The grantees may cut, trim, or otherwise control trees, bushes and saplings growing upon or extending over said land so far as may be reasonably necessary in the construction, operation and maintenance of said line or lines.

The undersigned hereby covenant that they the owner in fee simple of said real estate, lawfully seized thereof, and have good right to grant and convey said easement herein, and guarantee the quiet possession thereof, that the said real estate is free from all encumbrances, and that the grantors will warrant and defend the title to the said easement against all lawful claims. If the grantees fail to construct their said lines across said real estate within five years from the date hereof, or thereafter abandon or discontinue the use thereof, the rights hereby granted shall be deemed to be terminated and the grantees shall remove said lines within ninety days from and after receipt of written notice from the grantors to do so.

These presents to be binding upon the heirs, executors, administrators, grantees and assigns of the grantors, and upon the grantees, their successors and assigns.

In Witness Whereof, the said Grantor has hereunto set hand and seal this 1st day of October, A. D. 1920

Signed, Sealed and Delivered in Presence of

Robert K. Waldren, III

Denise A. Waldren
Denise Waldren

Name _____

Address _____

Line _____

Eas. No. _____ Map No. _____

Received for Record _____ M _____ 19 _____

Recorded in Deed Records _____ 19 _____

Volume _____ Page _____

Recorder _____

of _____ County _____

State of _____

STATE OF INDIANA

Allen County } ss.

Before me Severly L Landis, a Notary Public in and for said County and State, this 1st day of October, 1989 personally appeared the above named Robert B Walden III & Denise Walden

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year above written.

Severly L Landis
Notary Public.

My commission expires 3-18, 1984

STATE OF INDIANA

County } ss.

Before me _____, a Notary Public in and for said County and State, this _____ day of _____, 19____, personally appeared the above named _____

and acknowledged the execution of the within instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this day and year above written.

Notary Public.

My commission expires _____, 19____

PETITION TO VACATE PORTION OF STREET

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioners, do hereby respectfully petition the Fort Wayne Plan Commission to vacate the following public portion of street within the City of Fort Wayne, Indiana, and hereby described as follows:

Petition to vacate that portion of
Curdes Avenue beginning west edge
Hobson Road extending west 201.7 feet.


In support thereof, your petitioners would represent as follows:


1. That they are the owners of the real estate abutting both sides of the street.
2. That the street is not necessary as ingress or egress to other properties whatsoever.
3. That said street is unopened and unimproved.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.


Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described street be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 2 DAY OF May 1980


Robert K. Waldren III
2729 Hobson Road
Fort Wayne, Indiana 46805
Phone: 484-1735


John V. Stiltner
2807 Hobson Road
Fort Wayne, Indiana 46805
Phone: 483-5090


David A. Kearby
3026 Curdes Avenue
Fort Wayne, Indiana 46805
Phone: 483-2311

VACATE STREET
MAP NO. Q-18

Beginning at the southeast corner of lot 12 in Arnold's Suburban Addition to the city of Fort Wayne; thence west along the southerly line of said lot 12 a distance of 201.7 feet to a point; thence south 90 degrees a distance of 65 feet to a point on the northern line of lot 13 in Arnold's Suburban Addition to the city of Fort Wayne; thence east along the northern line of said lot 13 a distance of 201.7 feet to the northeast corner of said lot 13; thence north 90 degrees a distance of 65 feet to the point of beginning.

DIGEST SHEET

TITLE OF ORDINANCE: Street Vacation Ordinance *G-80-08-10*

DEPARTMENT REQUESTING ORDINANCE: Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE: Approval of petition to vacate part of Curdes

Avenue beginning West edge of Hobson Road extending West 203.7 feet.

(Petition previously approved by City Plan Commission; final vacation

subject to Board of Works or court approval and order of vacation and

fixing benefits and damages.)

EFFECT OF PASSAGE: Property is now subject to use as public right-of-way.

Property will be closed as a public right-of-way.

EFFECT OF NON-PASSAGE: Property will remain public right-of-way.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): _____

ASSIGNED TO COMMITTEE: _____

Regulation



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, Clerk - Room 122

November 3, 1980

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of
November 7 and November 14, 1980, in both the News
Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-80-08-10
General Ordinance No. G-22-80
Vacating portion of Curdes Avenue

Please send us (5) copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
Encl: 1

LEGAL NOTICE

Notice is hereby given that on the 28th day of October, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-80-08-10 -- General Ordinance No. G-22-80, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of Curdes Avenue.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-08-10 -- General Ordinance No. G-22-80, was duly passed by the Common Council on the 28th day of October, said Ordinance was duly signed and approved by the Mayor on the 30th day of October, 1980, and now remains on file and on record in my office.

Copy of Bill No. G-80-08-10 -- General Ordinance No. G-22-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copy of Bill No. G-80-08-10 -- General Ordinance No. G-22-80, will be available for reading in the following places in Fort Wayne, Allen County, Indiana

- (1) Reference Room in the north end of the main floor in said Downtown Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana


Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinance in the designated places as stated on November 7, 1980


Charles W. Westerman
City Clerk

Fort Wayne Common Council

(Governmental Unit)

To **NEWS-SENTINEL** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

54**2****56****COMPUTATION OF CHARGES**

56 lines, **1** columns wide equals **56** equivalent lines at **.253¢** **\$ 14.17**
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **3 extra copies** **1.50**

TOTAL AMOUNT OF CLAIM.

\$ 15.67**DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*D. Roose*Date **Nov. 14** to **80**Title **CLERK**

Notice is hereby given that on the 28th day of October, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-80-08-10 - General Ordinance No. G-80-08-10, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of Curdes Avenue.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-08-10 - General Ordinance No. G-80-08-10, was duly passed by the Common Council on the 28th day of October, said Ordinance was duly signed and approved by the Mayor on the 30th day of October, 1980, and now remains on file and on record in my office.

Copy of Bill No. G-80-08-10 - General Ordinance No. G-80-08-10, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House.

Copy of Bill No. G-80-08-10 - General Ordinance No. G-80-08-10, will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

(1) Reference Room in the north end of the main floor in said Downtown Library

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

CHARLES W. WESTERMAN, City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, filed and posted the above ordinance in the designated places as stated on November 7, 1980.

CHARLES W. WESTERMAN, City Clerk

11-7-14

PUBLISHER'S AFFIDAVITState of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **D. Roose** who, being duly sworn, says that she is **CLERK** of the

NEWS-SENTINEL

a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA**

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows: **11/7 - 11/14/80**

Subscribed and sworn to before me this

14th **November** 19 **80****September 28, 1983**

My commission expires

Fort Wayne Common Council

(Governmental Unit)

To **NEWS-SENTINEL** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

54**2****56****COMPUTATION OF CHARGES**

56 lines, **1** columns wide equals **56** equivalent lines at **.253¢** **\$ 14.17**
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

3 extra copies **1.50****TOTAL AMOUNT OF CLAIM****\$ 15.67****DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type.....6.....point

Number of insertions **2**

Size of quad upon which type is cast .6.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **Nov. 14** 19 **80**Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **D. Roose** who, being duly sworn, says that she is **CLERK** of the

NEWS-SENTINEL

a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times** the dates of publication being as follows: **11/7 - 11/14/80**

Subscribed and sworn to before me this

14th **November** 19 **80****September 28, 1983**

My commission expires

Notary Public

JUL
Comprehensive ("Master") Plan by vacating a portion of Curdes Avenue.
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-08-10 - General Ordinance No. G-22-80 was duly passed by the Common Council on the 30th day of October, 1980, and now remains on file and on record in my office.
Copy of Bill No. G-80-08-10 - General Ordinance No. G-22-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.
(1) The main floor lobby of the City-County Building
(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
(3) The bulletin board in the lobby of the East door of the Allen County Court House.
Copy of Bill No. G-80-08-10 - General Ordinance No. G-22-80, will be available for reading in the following places in Fort Wayne, Allen County, Indiana.
(1) Reference Room in the north end of the main floor in said Downtown Library.
(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.
CHARLES W. WESTERMAN,
City Clerk
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, filled and posted the above ordinance in the designated places as stated on November 7, 1980.
CHARLES W. WESTERMAN,
City Clerk
11-7-14

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE Dr.Allen

County, Ind.

PORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

54256**COMPUTATION OF CHARGES**

56 lines, 1 columns wide equals 56 equivalent lines at .253¢ \$ 14.17
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra copies 1.50

TOTAL AMOUNT OF CLAIM.

\$ 15.67**DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type 6 pointNumber of insertions 2Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla DeWald*Date Nov. 14 19 80Title CLERK**PUBLISHER'S AFFIDAVIT**

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWALD who, being duly sworn, says that she is, CLERK of the

JOURNAL-GAZETTEDAILY

a DAILY newspaper of general circulation printed and published in the English language in the city of PORT WAYNE, INDIANA town of PORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 11/7 - 11/14/80

Subscribed and sworn to before me this 14th day of November 19 80My commission expires September 28, 1983

Notary Public

Notice is hereby given that on the 28th day of October, 1980, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-80-08-10 — General Ordinance No. G-22-80, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of Curdes Avenue. I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-80-08-10 — General Ordinance No. G-22-80, was duly passed by the Common Council on the 28th day of October, 1980 and was duly signed and approved by the Mayor on the 30th day of October, 1980, and now remains on file and on record in my office.

Copy of Bill No. G-80-08-10 — General Ordinance No. G-22-80, will be posted for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City County Building
(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
(3) The bulletin board in the lobby at the East door of the Allen County Court House

Copy of Bill No. G-80-08-10 — General Ordinance No. G-22-80, will be available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) Reference Room in the north end of the main floor in said Downtown Library.
(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City County Building, Fort Wayne, Indiana.

CHARLES W. WESTERMAN,

City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana fulfilled and posted the above ordinance in the designated places as stated on November 3, 1980.

CHARLES W. WESTERMAN,

City Clerk